

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon. Jose L. Linares  
 : Crim. No. 09-414 (JLL)  
 v. :  
 : CONTINUANCE ORDER  
 ALBAN TASE and :  
 GEJSI SIKO :

This matter having come before the Court on the joint application of Ralph J. Marra, Acting United States Attorney for the District of New Jersey (by David E. Malagold, Assistant U.S. Attorney), and defendants Alban Tase (by Patrick McMahon, Esq.) and Gejsi Siko (by Jonathan Berg, Esq.) for an order granting a continuance of the proceedings in the above-captioned matter, and the defendant being aware he has the right to have the matter brought to trial within 70 days of the date of the indictment pursuant to Title 18 of the United States Code, Section 3161(c)(1), and as the defendant has requested and consented to such a continuance, and for good and sufficient cause shown,

IT IS THE FINDING OF THIS COURT that this action should be continued for the following reasons:

- i. Plea negotiations regarding a possible disposition are currently in progress, and both the United States and the defendant desire additional time to meet and confer regarding a disposition, which would render trial of this matter unnecessary and save judicial resources;

Title 18, United States Code, Section 3161(h)(8);

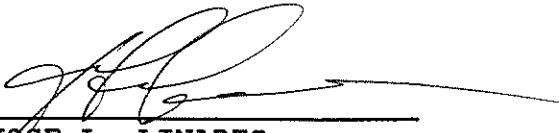
Nothing in this order shall preclude a finding that additional periods of time are excludable pursuant to the Speedy Trial Act of 1974.

Motions must be filed by October 13, 2009.

Responses due October 26, 2009

Replies due November 9, 2009


A hearing shall be held on November 16, 2009

  
\_\_\_\_\_  
HON. JOSE L. LINARES  
United States District Judge

Consented to by:

\_\_\_\_\_  
PATRICK MCMAHON, ESQ.  
Counsel for defendant

\_\_\_\_\_  
JONATHAN BERG, ESQ.  
Counsel for defendant

  
\_\_\_\_\_  
DAVID E. MALAGOLD  
Assistant U.S. Attorney

- ii. Defendants have consented to and requested the  
aforementioned continuance;
- iii. Counsel for the defendants request additional time  
to investigate and prepare the case;;
- iv. Pursuant to Title 18 of the United States Code,  
Section 3161(h)(8)(A), the ends of justice served  
by granting the continuance outweigh the best  
interests of the public and the defendant in a  
speedy trial;
- v. Pursuant to Title 18 of the United States Code,  
Section 3161(h)(8)(B)(i), failure to grant this  
continuance would result in a miscarriage of  
justice; and
- vi. Pursuant to Title 18 of the United States Code,  
Section 3161(h)(8)(B)(iv), failure to grant this  
continuance would unreasonably deny counsel for  
the defendant the reasonable time necessary for  
effective preparation, taking into account the  
exercise of due diligence.

WHEREFORE, on this 18<sup>th</sup> day of September, 2009.

IT IS ORDERED that trial in this matter is continued from  
September 21, 2009 to November 23, 2009.

IT IS FURTHER ORDERED that the period from the date of this  
order through November 23, 2009, inclusive, shall be excludable  
in computing time under the Speedy Trial Act of 1974, pursuant to

Title 18, United States Code, Section 3161(h)(8);

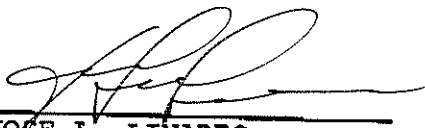
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Consented to by:

 by  JRB  
PATRICK MCMAHON, ESQ.  
Counsel for defendant

JONATHAN BERG, ESQ.  
Counsel for defendant

DAVID E. MALAGOLD  
Assistant U.S. Attorney

Title 18, United States Code, Section 3161(h)(8);

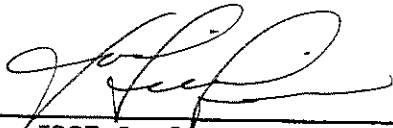
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Responses due \_\_\_\_\_

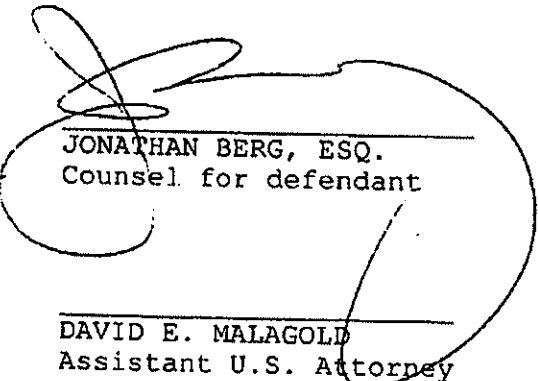
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United States District Judge

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Counsel for defendant

  
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JONATHAN BERG, ESQ.  
Counsel for defendant

\_\_\_\_\_  
DAVID E. MALAGOLD  
Assistant U.S. Attorney